

#### **3016.406**

(HSAR) 48 CFR 3052.216-70, Evaluation of Offers Subject to an Economic Price Adjustment Clause, in solicitations containing an economic price adjustment clause.

#### **Subpart 3016.4—Incentive Contracts**

##### **3016.406 Contract clauses.**

(e)(1)(i) The contracting officer shall insert a clause substantially the same as (HSAR) 48 CFR 3052.216-71, Determination of Award Fee, in solicitations and contracts that include an award fee.

(ii) The contracting officer shall insert a clause substantially the same as (HSAR) 48 CFR 3052.216-72, Performance Evaluation Plan, in all solicitations and contracts that include an award fee.

(iii) The contracting officer shall insert a clause substantially the same as (HSAR) 48 CFR 3052.216-73, Distribution of Award Fee, in all solicitations and contracts that include an award fee.

[68 FR 67871, Dec. 4, 2003, as amended at 71 FR 25770, May 2, 2006]

#### **Subpart 3016.5—Indefinite-Delivery Contracts**

##### **3016.505 Ordering.**

(b)(5) The Component Competition Advocate is designated as the Component Task and Delivery Order Ombudsman, unless otherwise provided in Component procedures.

(i) If any corrective action is needed after reviewing complaints from contractors on task and delivery order contracts, the Component Ombudsman shall provide a written determination of such action to the contracting officer.

(ii) Issues that cannot be resolved within the Component shall be forwarded to the DHS Task and Delivery Order Ombudsman, who is also the DHS Senior Competition Advocate, for review and resolution.

[68 FR 67871, Dec. 4, 2003, as amended at 71 FR 25770, May 2, 2006; 71 FR 48801, Aug. 22, 2006]

#### **48 CFR Ch. 30 (10-1-12 Edition)**

#### **Subpart 3016.6—Time-and-Materials, Labor-Hour, and Letter Contracts**

##### **3016.603 Letter contracts.**

##### **3016.603-4 Contract clauses.**

The contracting officer shall insert a clause substantially the same as (HSAR) 48 CFR 3052.216-74, Settlement of Letter Contract, in all definitized letter contracts.

#### **PART 3017—SPECIAL CONTRACTING METHODS**

##### **Subpart 3017.2—Options**

Sec.

3017.202 Use of options.

3017.204 Contracts.

3017.204-90 Detention Facilities and Services (ICE).

##### **Subpart 3017.4—Leader Company Contracting**

3017.402 Limitations.

##### **Subpart 3017.90—Fixed Price Contracts for Vessel Repair, Alteration or Conversion**

3017.9000 Clauses (USCG).

AUTHORITY: 41 U.S.C. 418b (a) and (b).

SOURCE: 68 FR 67871, Dec. 4, 2003, unless otherwise note.

##### **Subpart 3017.2—Options**

##### **3017.202 Use of options.**

(a) Contracting officers shall not use unpriced options.

##### **3017.204 Contracts.**

##### **3017.204-90 Detention Facilities and Services (ICE).**

The ICE Head of the Contracting Activity (HCA), without delegation, may enter into contracts of up to fifteen years' duration for detention or incarceration space or facilities, including related services.

[71 FR 25770, May 2, 2006]